

# Restorative Justice Louisville

Chestnut Centre  
410 West Chestnut Street, Suite 628  
Louisville, KY 40202-2324  
Phone: 502 574-6869  
Fax: 502 581-9832  
www.rjlouisville.org

## Referral Form

Please send all referrals to Libby Mills c/o Restorative Justice Louisville

Date of Request: 3/9/2011

Case Number: 00234486-004

Referring Agency: Jefferson County Juvenile Court

Restitution Amount: Not Known at this time

Person Referring: \_\_\_\_\_

Diversion ☒ Probation ☐

Phone Number: \_\_\_\_\_

Next Court Date: 3/21/2011

Please include any of the applicable items: citation, victim statement, statement of loss, teacher statement, petition or any other pertinent information

### Victim Information (use additional forms for multiple victims)

Name: Jacovia Harris

Address: 637 South 44<sup>th</sup> Street, Louisville, KY 40211

Home Number: 356-4839 Cell Number: \_\_\_\_\_ Email Address: \_\_\_\_\_

Male ☐ Female ☒ Date of Birth: \_\_\_\_\_

If under age eighteen (18), parent/guardian name and address: Jacovia may be the mother of the victim and lives at the same address. People under the age of 18 are not allowed to sign complaints.

### Offender Information (use separate form for each offender)

Name: Cortessia L. Atkinson

Address: 4103 River Park Drive, Louisville, KY 40211

Home Number: 714-1721 Cell Number: \_\_\_\_\_ Email Address: \_\_\_\_\_

Male ☐ Female ☒ Date of Birth: 9/27/1995

If under age eighteen (18), parent/guardian name and address: Toeica McDougal, at the same address as youth

Date of Offense: 1/14/2011

Was a citation issued? Yes ☐ No ☒

Summary of offense and nature of damages: (attach a copy of the petition and, if appropriate, the citation.)

Assault 4<sup>th</sup> Degree, Minor Injury: On 01/14/2011, the above child (offender) called the affiant's phone and told the affiant that she wanted to fight her. As the affiant was walking up the street she saw the above child and a friend walking towards them. As they approached each other the above child swung at the affiant and hit her on the right side of her face and then a fight ensued. The affiant's mother broke up the altercation. The affiant suffered a bite mark on the right side of her upper torso.

# Restorative Justice Louisville

March 10, 2011

Jacoyia Harris  
637 South 44<sup>th</sup> Street  
Louisville, KY 2011

Dear Ms. Harris:

As the complainant for the offense of Assault 4<sup>th</sup> Degree which occurred on January 14, 2011, the Jefferson County District Court is offering you the opportunity to participate in the Restorative Justice Louisville Family Group Conference program. I am enclosing, for your review, a brochure describing the Restorative Justice Louisville program.

The Family Group Conference program can provide the victim a unique opportunity to:

- \* Ask and receive answers to questions about the offense that only the offender can provide.
- \* Explain the impact of the offense, including feelings and frustrations, directly to the person who should hear them.
- \* If appropriate, determine the amount and payment schedule for restitution with the offender directly.
- \* Have an opportunity to be directly involved with how the offender is held accountable.

While the Family Group Conference program is not appropriate for all cases nor is it a cure-all for crime in our communities, many victims have found it worthwhile. With all victims, participation with the program is voluntary.


You should also know that with this court referral, the person who committed the offense has preliminarily agreed to consider participating in this program.

We encourage you to take a few minutes to learn more about the program by talking to a trained facilitator of the Family Group Conference Process. You will receive a call from one of our trained facilitators within the next week.

If you have any questions prior to the contact from the facilitator, please feel free to contact me by phone at 502 574-6869. If needed, please leave a phone number and time of day that would be most convenient for my return phone call.

Thank you for considering participating in our program.

Sincerely,

  
Restorative Justice Louisville  
Coordinator

Libby Mills

# Restorative Justice Louisville

March 10, 2011

Dear Ms. Atkinson:

At your most recent court date on Feb. 17, 2011 involving the charge of Assault 4<sup>th</sup> Degree, you agreed to consider participating in the Restorative Justice Louisville Family Group Conference program. I am enclosing a Restorative Justice Louisville brochure for you to review.

The victim of the offense will also be contacted to determine if they wish to participate in this program.

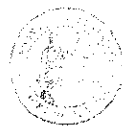
The first step is for you and your parents to meet with a trained facilitator from our program. They will contact you within the next week to discuss the program with you and schedule a time to meet.

If you have any questions prior to the facilitator contacting you, please call me at 574-6869. If I am not available when you call, please leave a message with your phone number and a time that is most convenient for me to return your call.

Again, thank you for agreeing to participate in our program.

Sincerely,

  
Libby Mills  
Coordinator



Juvenile  
☒ Complaint ☐ Petition  
Status / Public Offender

Referral No. 056-00734488-004  
No. 061702144  
Court  
County JEFFERSON  
The County Attorney has reviewed the complaint and determined from the available evidence that reasonable grounds ☐ do ☐ not exist to believe the alleged facts would constitute a public offense for those offenses noted

Juvenile Information

In the interest of CORTESSIA L. ATKINSON, a CHILD

Said juvenile resides at:  
4103 RIVER PARK DRIVE  
LOUISVILLE KY 40211

DOB	Gender
09/27/1995	Female
SSN	Race
[REDACTED]	African American

With telephone number of (502) 714-1721  
Attends school at VALLEY TRADITIONAL HIGH SCHOOL (JEFFERSON)

The juvenile's legal mother is TOEICA MCDOUGAL  
4103 RIVER PARK DRIVE LOUISVILLE KY 40211 Phone: (502) 714-1721

The juvenile's legal father is QUARTE ATKINS  
Phone:

The parent with legal custody is TOEICA MCDOUGAL

Any Other: ☐ legal guardian other than a parent;  
☐ nearest known adult relative if no parent or guardian is known or can be found;  
☐ person with custody or control of the child

Refer to RSC  
9/1/2011  
See Coleman Attorney  
CLERK 1  
D.C.

04  
FILED IN CLERK'S OFF  
JEFFERSON CIRCUIT C  
2011 FEB - 9 A 7:4

TIME:  
REC'D BY:

Allegation(s) are as follows

The affiant, JACOYIA HARRIS, says that in JEFFERSON County, Kentucky, the above named juvenile unlawfully committed the offense(s) of:

**ASSAULT 4TH DEGREE MINOR INJURY** in violation of KRS 508.030 UOR code 000796 and within scope of KRS 610.010(1a,b,c,d). Affiant's grounds of belief are, that on 01/14/2011, That on 01/14/11 the above child called the affiant's phone and told the affiant that she wanted to fight her. As the affiant was awalking up the street the saw the above child and a friend walking towards her. As they approached each other the above child swung at the affiant and hit her on the right side of the face and then a fight ensued. The affiant's mother broke up the altercation. The affiant suffered a bite mark on right side of her upper torso.

Reasonable Grounds  
☐ Yes ☐ No  
☐ Not Required

Incident Address: 41ST & VERMONT LOUISVILLE KY  
Interested Parties:

The affiant states that the foregoing allegations and Juvenile Information set forth above are true based upon information and belief.

Affiant Address:  
637 SOUTH 44TH STREET  
LOUISVILLE KY 40211

Phone Number:  
(502) 356-4839

*Jacoyia Harris*  
Signature of Affiant  
JACOYIA HARRIS

JEFFERSON COUNTY ATTORNEY

Law Enforcement Citation #:

Sworn to before me this 19th day of January 2011  
*Buddy Brubaker* Name *CDW* Title

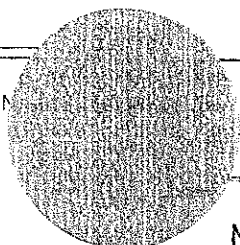
CLERK'S USE ONLY  
Hearing Date 02-17-11  
Hearing Time 9:00 a.m. / p.m.  
Hearing Location 88

☐ Notification to school superintendent / principal per KRS 610.345(3)

Authorized by \_\_\_\_\_

Time: \_\_\_\_\_

Date: \_\_\_\_\_



AOC-056-6  
Rev.12-02

Commonwealth of Kentucky  
Court of Justice



CALENDAR

Date 2-17-11

Time 9:00

#88

COURT

JUDGE

9-27-95

# 065702144 In the interest of a child: Cortessia Atkinson

Petition: 04) Asslt + 4th

Appearances: Child ☒ Parent: ☒ Atty. for Child Crockett

Atty. for Parent: Mom & sister CA: BMU

Prob. Off.: \_\_\_\_\_ PW'S \_\_\_\_\_

Police/Others \_\_\_\_\_

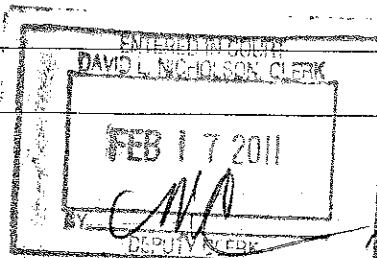
Pending Court Dates: \_\_\_\_\_

Proceedings: Arr

3/21-PT  
Rev

X refer to RJ (Restorative Justice) Program  
4 AT March 2011  
no process

CC 3-21-11 To review  
PDA CMA



A. Bailey S.  
Judge's Signature

COPIES TO D.U., CDW, LMYDC  
CHFS, JCPS, CITY ATTY  
SENT INTER OFFICE

Date 2-17-11

Rev 10-07

Page 1 of 1

Commonwealth of Kentucky

Court of Justice www.courts.ky.gov

KRS 610.030, 635.020, 635.010(1)(c),  
640.010

**Preliminary Inquiry Formal /  
Informal Processing Criteria  
and Recommendations**

Referral No.  
056-00234486-004;

County JEFFERSON

Date February 08, 2011

**Court Designated Workers must complete all applicable sections of this form.**

CORTESSIA L. ATKINSON, a child, has been charged with the following offense(s) as described in the attached complaint/petition:

Referral #	Description	UOR	KRS
056-00234486-004	ASSAULT 4TH DEGREE MINOR INJURY	000796	508.030

A preliminary inquiry was conducted on February 8, 2011. The following persons were present:

If any of the following criteria apply to the above named child, the case is inappropriate for Informal Processing and **must** be referred for Formal Court Action. If none of the following criteria apply, **proceed with informal action procedures**.

1. ☐ The child is classified as a **Youthful Offender** under KRS 635.020 in that at least one of the following is applicable:
  - ☐ The child had attained age fourteen (14) at the time of the alleged commission of a **Capital Offense** or a **Class A** or **Class B Felony**. KRS 635.020(2)
  - ☐ The child had attained age sixteen (16) at the time of the alleged commission of a **Class C** or **Class D Felony** and has been previously adjudicated a Public Offender for a **Felony Offense** on one (1) prior separate occasion. KRS 635.020(3)
  - ☐ The child has attained the age of fourteen (14) at the time of the alleged commission of a **felony in which a firearm was used**. KRS 635.020(4)
  - ☐ The child is under eighteen (18), is presently charged with a **Felony Offense** and has been previously convicted as a **Youthful Offender**. KRS 635.020(5)
  - ☐ The person is eighteen (18) or older, is charged with a **Felony Offense** that occurred prior to age eighteen. 635.020(7)
2. ☐ The child is presently charged with any of the following:
  - ☐ A **Capital, Class A, or Class B Felony** Offense.
  - ☐ A "**Sexual Offense**," as defined by KRS Chapter 510.
  - ☐ **Manslaughter**, First or Second Degree; **Reckless Homicide**; **Assault**, First or Second Degree; **Escape**, First or Second Degree.
  - ☐ Violation of probation.
  - ☐ Contempt of court.
3. ☐ In addition to the present offense(s) with which the child is charged, he/she has either:
  - ☐ Been previously adjudicated to have committed a Status or Public Offense or has had either such charge informally adjusted through the formal Court process, within the last twelve (12) months.
  - ☐ Been through the CDW Informal Process on at least two (2) prior, separate occasions.

4. ☐ Other:

- ☒ The County Attorney has requested the case be referred for ☐ a Formal Hearing, or ☐ Informal Process
- ☐ The Court has moved that the case be referred for ☐ a Formal Hearing, or ☐ Informal Process
- ☐ The child has: ☐ requested a Formal Court Hearing, or ☐ chose not to attend
- ☐ Diversion was unsuccessful due to: ☐ unpaid restitution balance due \$ \_\_\_\_\_; ☐ incomplete community service hours due \_\_\_\_\_; ☐ seminar/workshop/counseling non-attendance; ☐ unexcused absences or tardies from school; and/or ☐ other \_\_\_\_\_

Based on the above criteria, the case: ☐ is ☒ is not appropriate for Informal Processing.  
If the case is not appropriate for Informal Processing, it is recommended that this case be referred to court for a formal hearing or an informal adjustment.

February 08, 2011

Date

MICHAEL BINGHAM  
Court Designated Worker



John D. Minton Jr.  
Chief Justice

Administrative Office of the Courts  
**Jefferson County Juvenile Court**  
600 West Jefferson Street, Courtroom 306  
Louisville, KY 40202  
(502)595-4433  
www.courts.ky.gov

Laurie Dudgeon  
Deputy Director

Date: 02-08-11

Hand Delivered or Mailed To:  
Cortesia L. Atkinson and Parent  
4103 River Park Drive  
Louisville, Ky. 40211  
Dear Parent/Guardian:

Pursuant to the Kentucky Revised Unified Juvenile Code a petition has been filed with the Jefferson County Juvenile Court, which requires Cortesia L. Atkinson to appear before a Judge. The charge(s) is/are as follows: Assault 4<sup>th</sup> degree Minor injury

You are hereby notified to appear with the above named child in Juvenile Court at the Hall of Justice, which is located at 600 West Jefferson Street. Your child's court appearance has been schedule for:

02-17-11 at 9:00 PM/AM in Division 88 on the 3<sup>rd</sup> Floor-Courtroom 306.

The above scheduled court appearance is an arraignment. It is the first step in the formal court process. If the Judge determines that you meet the established guidelines, he/she may appoint a Public Defender to provide legal representation.

Due to the confidential nature of these courtroom proceedings, only you and your child will be permitted inside the courtroom. Court will begin promptly at the time scheduled above.

Please do not ignore this notice, as failure to appear could result in a Bench Warrant being issued.

Michael Bingham  
Michael Bingham  
Court Designated Worker  
(502)595-0036

Parent/Guardian Signature

Date

Juvenile Signature

Date